

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 20, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

BOBBY CHARLES OWENS,

Defendant.

NO: 2:21-CR-29-RMP-1

ORDER GRANTING MOTION FOR
PROTECTIVE ORDER RE
IDENTIFICATION OF MINOR
VICTIMS

The Court has received and reviewed the Stipulated Motion for Protective Order Regarding Identification of Minors Pursuant to 18 U.S.C. § 3509 filed by the parties in the above-captioned matter, ECF No. 31, and is fully advised.

GOOD CAUSE HAVING BEEN SHOWN, the Court hereby **ORDERS** that the Stipulated Motion for Protective Order Regarding Identification of Minors Pursuant to 18 U.S.C. § 3509 filed by the parties, **ECF No. 31**, is **GRANTED**.

1. IT IS FURTHER ORDERED that the privacy protection measures mandated by 18 U.S.C. § 3509(d), which apply when a case involves a person under

ORDER GRANTING MOTION FOR PROTECTIVE ORDER RE
IDENTIFICATION OF MINOR VICTIMS ~ 1

1 the age of eighteen years who is alleged to be a victim of a crime of sexual
2 exploitation, or a witness to a crime committed against another person, apply to this
3 case.

4 2. IT IS FURTHER ORDERED that all persons acting in this case in a
5 capacity described in 18 U.S.C. § 3509(d)(1)(B), shall:

- 6 a. Keep all documents that disclose the names, identities, or any
7 other information concerning minors in a secure place to which
8 no person who does not have reason to know their contents has
9 access;
- 10 b. Disclose such documents or the information in them that
11 concerns minors only to persons who, by reason of their
12 participation in the proceeding, have reason to know such
13 information;
- 14 c. Not permit Defendant himself to review discovery outside the
15 presence of defense counsel or a defense investigator;
- 16 d. Not permit Defendant to keep discovery in his own possession
17 outside the presence of defense counsel or a defense investigator;
18 and
- 19 e. Not permit Defendant to keep, copy, or record the identities of
20 any minor or victim identified in discovery in this case.

1 3. IT IS FURTHER ORDERED that all papers to be filed in Court that
2 disclose the names or any other information identifying or concerning minors shall
3 be filed under seal without necessity of obtaining a Court order, and that the person
4 who makes the filing shall submit to the Clerk of the Court:

5 a. The complete paper to be kept under seal; and

6 b. The paper with the portions of it that disclose the names or other
7 information identifying or concerning children redacted, to be
8 placed in the public record.

9 4. IT IS FURTHER ORDERED that the parties and the witnesses shall not
10 disclose minors' identities during any proceedings connected with this case. The
11 parties and witnesses will refer to alleged minor victims only by using agreed-upon
12 initials or pseudonyms (e.g., "Minor 1"), rather than their bona fide names, in
13 motions practice, opening statements, during the presentation of evidence, in closing
14 arguments, and during sentencing.

15 5. IT IS FURTHER ORDERED that the government may produce
16 discovery to the defense that discloses the identity and images of alleged minor
17 victims in this case, in order to comply with the government's discovery obligations.
18 Defendant, the defense team, Defendant's attorneys and investigators, and all of
19 their externs, employees, and/or staff members, shall keep this information
20 confidential as set forth above.

